

BEFORE THE
VETERINARY MEDICAL BOARD
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Statement of Issues
Against:

JEFFREY JACOB HARE
3901 Liggett Drive
San Diego, CA 92106

Veterinarian License Applicant


Respondent.

Case No. IV 2016 9

DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the
Veterinary Medical Board, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on May 27, 2016
It is so ORDERED April 27, 2016.


FOR THE VETERINARY MEDICAL BOARD
DEPARTMENT OF CONSUMER AFFAIRS

1 KAMALA D. HARRIS
Attorney General of California
2 JAMES M. LEDAKIS
Supervising Deputy Attorney General
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Attorneys for Complainant

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9 **BEFORE THE**
VETERINARY MEDICAL BOARD
DEPARTMENT OF CONSUMER AFFAIRS
10 **STATE OF CALIFORNIA**

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12 In the Matter of the Statement of Issues
Against:

13 **JEFFREY JACOB HARE**
14 3901 Liggett Drive
San Diego, CA 92106

15 **Veterinarian License Applicant**

16 **Respondent**

Case No. IV 2016 9

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

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19 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
20 entitled proceedings that the following matters are true:

21 **PARTIES**

22 1. Annemarie Del Mugnaio ("Complainant") is the Executive Officer of the Veterinary
23 Medical Board. She brought this action solely in her official capacity and is represented in this
24 matter by Kamala D. Harris, Attorney General of the State of California, by Carl W. Sonne,
25 Deputy Attorney General.

26 2. Respondent Jeffrey Jacob Hare ("Respondent") is represented in this proceeding by
27 attorney Bonnie L. Lutz, Esq., whose address is: 5 Hutton Centre Drive, Ste. 1000
28 Santa Ana, CA 92707.

3. On or about February 15, 2015, Respondent filed an application dated February 12, 2015, with the Veterinary Medical Board to obtain a Veterinarian License.

JURISDICTION

4. Statement of Issues No. IV 2016 9 was filed before the Veterinary Medical Board (Board), Department of Consumer Affairs, and is currently pending against Respondent. The Statement of Issues and all other statutorily required documents were properly served on Respondent on November 4, 2015.

5. A copy of Statement of Issues No. IV-2016-9 is attached as exhibit A and incorporated herein by reference.

ADVISEMENT AND WAIVERS

6. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in Statement of Issues No. IV 2016-9. Respondent has also carefully read, fully discussed with counsel, and understands the effects of this Stipulated Settlement and Disciplinary Order.

7. Respondent is fully aware of his legal rights in this matter, including the right to a hearing on the charges and allegations in the Statement of Issues; the right to confront and cross-examine the witnesses against him; the right to present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

8. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

CULPABILITY

9. Respondent admits the truth of each and every charge and allegation in Statement of Issues No. IV 2016 9.

10. Respondent agrees that his Veterinarian License is subject to denial and he agrees to be bound by the Board's probationary terms as set forth in the Disciplinary Order below.

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1 **1. Obey All Laws.**

2 Respondent shall obey all federal and state laws and regulations substantially related to the
3 practice of veterinary medicine. Further, within thirty (30) days of any arrest or conviction,
4 Respondent shall report any arrest or conviction to the Board and provide proof of compliance
5 with the terms and conditions of any court order including, but not limited to, probation and
6 restitution requirements.

7 **2. Quarterly Reports and Interviews**

8 Respondent shall report quarterly to the Board or its designee, under penalty of perjury, on
9 forms provided by the Board, stating whether there has been compliance with all terms and
10 conditions of probation. In addition, the Board at its discretion may request additional in-person
11 reports of the probationary terms and conditions. If the final written quarterly report is not made
12 as directed, the period of probation shall be extended until such time as the final report is received
13 by the Board. Respondent shall make available all patient records, hospital records, books, logs,
14 and other documents to the Board, upon request.

15 **3. Cooperation with Probation Surveillance**

16 Respondent shall comply with the Board's probation surveillance program. All costs for
17 probation monitoring and/or mandatory premises inspections shall be borne by Respondent.
18 Probation monitoring costs are set at a rate of \$100 per month for the duration of the probation.
19 Respondent shall notify the Board of any change of name or address or address of record within
20 thirty (30) days of the change. Respondent shall notify the Board immediately in writing if
21 Respondent leaves California to reside or practice in another state. Respondent shall notify the
22 Board immediately upon return to California.

23 **4. No Preceptorships or Supervision of Interns.**

24 Respondent shall not supervise a registered intern and shall not perform any of the duties of
25 a preceptor.

26 **5. Notice to Employers**

27 Respondent shall notify all present and prospective employers of the decision in this case
28 and the terms, conditions, and restrictions imposed on Respondent by the decision in this case.

1 Within thirty (30) days of the effective date of this decision and within fifteen (15) days of
2 Respondent undertaking new employment, Respondent shall cause his employer to report to the
3 Board in writing, acknowledging the employer has read the Accusation and decision in this case
4 and understands Respondent's terms and conditions of probation. Relief veterinarians shall notify
5 employers immediately.

6 **6. Notice to Employees**

7 Respondent shall, upon or before the effective date of this decision, post or circulate a
8 notice which actually recites the offenses for which Respondent has been disciplined and the
9 terms and conditions of probation, to all employees, and to any preceptor, intern or extern
10 involved in his veterinary practice. Within fifteen (15) days of the effective date of this decision,
11 Respondent shall cause his employees to report to the Board in writing, acknowledging the
12 employees have read the Accusation and decision in the case and understand Respondent's terms
13 and conditions of probation.

14 **7. Owners and Officers (Corporations or Partnerships): Knowledge of the Law**

15 Respondent shall provide, within thirty (30) days after the effective date of the decision,
16 signed and dated statements from the owners, officers, or any owner or holder of ten percent
17 (10%) or more of the interest in Respondent or Respondent's stock, stating said individuals have
18 read and are familiar with federal and state laws and regulations governing the practice of
19 veterinary medicine.

20 **8. Tolling of Probation**

21 If Respondent resides out of state upon or after the effective date of the decision, he must
22 comply with the following conditions only: quarterly reports and interviews, tolling of probation,
23 continuing education and cost recovery. If Respondent returns to California he must comply or be
24 subject to all probationary conditions for the period of probation:

25 Respondent, during probation, shall engage in the practice of veterinary medicine in
26 California for a minimum of 24 hours per week for six (6) consecutive months or as determined
27 by the Board. Should Respondent fail to engage in the practice of veterinary medicine in
28 California as set forth above, the time outside of the practice shall not apply to reduction of the

1 probationary terms.

2 **9. Violation of Probation**

3 If Respondent violates probation in any respect, the Board, after giving Respondent notice
4 and the opportunity to be heard, may revoke probation and carry out the disciplinary order that
5 was stayed. If an accusation or petition to revoke probation is filed against Respondent during
6 probation, or if the Attorney General's office has been requested to prepare any disciplinary
7 action against Respondent's license, the Board shall have continuing jurisdiction until the matter
8 is final, and the period of probation shall be extended until the matter is final.

9 **10. Completion of Probation**

10 All costs for probation monitoring and/or mandatory premises inspections shall be borne by
11 Respondent. Failure to pay all costs due shall result in an extension of probation until the matter
12 is resolved and costs paid. Upon successful completion of probation and all payment of all fees
13 due, Respondent's license will be fully restored.

14 **11. Limitation on Practice/Inspections**

15 During probation, Respondent is prohibited from the following: practicing veterinary
16 medicine from a location or mobile veterinary practice which does not have a current premises
17 permit issued by the Board.

18 **12. No Ownership**

19 Respondent shall not have any legal or beneficial interest in any business, firm, partnership,
20 or corporation currently or hereinafter licensed or registered by the Board and shall not own any
21 veterinary hospital.

22 **13. No Management or Administration**

23 Respondent shall not manage or be the administrator of any veterinary hospital.

24 **14. Rehabilitation Program – Alcohol or Drug**

25 Within thirty (30) days of the effective date of this decision, Respondent shall submit in
26 writing a(n) alcohol/drug rehabilitation program in which Respondent shall participate (for the
27 duration of probation) to the Board for its prior approval. In the quarterly written reports to the
28 Board, Respondent shall provide documentary evidence of continuing satisfactory participation in

1 this program. All costs shall be borne by Respondent.

2 **15. Submit to Drug Testing**

3 Respondent shall immediately submit to drug testing, at Respondent's cost, upon request by
4 the Board or its designee. There will be no confidentiality in test results; positive test results will
5 be immediately reported to the Board and to Respondent's current employer.

6 **16. Abstain from Controlled Substances**

7 Respondent shall completely abstain from the personal use or possession of controlled
8 substances, as defined in the California Uniform Controlled Substances Act, and dangerous drugs
9 as defined in Section 4211 of the Business and Professions Code, except when lawfully
10 prescribed by a licensed practitioner for a bona fide illness. Respondent shall submit to random
11 drug testing during the period of probation.

12 **17. Abstention from Alcohol Use**

13 Respondent shall abstain completely from the use of alcoholic beverages.


14 **18. Ethics Training**

15 Respondent shall submit to the Board for its prior approval, an ethics training course for a
16 minimum of eight (8) hours during the probationary period. Upon successful completion of the
17 course, Respondent shall provide proof to the Board. All costs shall be borne by Respondent.

18 **ACCEPTANCE**

19 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully
20 discussed it with my attorney, Bonnie L. Lutz, Esq. I understand the stipulation and the effect it
21 will have on my Veterinarian License. I enter into this Stipulated Settlement and Disciplinary
22 Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order
23 of the Veterinary Medical Board.

24
25 DATED: 4/20/2016

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JEFFREY JACOB HARE
Respondent

1 I have read and fully discussed with Respondent Jeffrey Jacob Hare the terms and
2 conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order.
3 I approve its form and content.

4
5 DATED: 2/22/16

Bonnie L. Lutz
Bonnie L. Lutz, Esq.
Attorney for Respondent

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8 ENDORSEMENT

9 The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully
10 submitted for consideration by the Veterinary Medical Board.

11 Dated: 3/28/2016

Respectfully submitted,

KAMALA D. HARRIS
Attorney General of California
JAMES M. LEDAKIS
Supervising Deputy Attorney General

Carl W. Sonne
CARL W. SONNE
Deputy Attorney General
Attorneys for Complainant

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